

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 21887 of 2007(E)

PETITIONER:

**K.SATHYANARAYANAN, S/O LATE K.K.NAIR,
SENIOR ASSISTANT, K.S.E.B.ELECTRICAL SECTION,
KADACHIRA, KANNUR, RESIDING AT "ASWATHY",
KAITHATHU, PERINGALA P.O., KAYAMKULAM.**

BY ADV. SRI.R.RAMADAS

RESPONDENTS:

- 1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY,
VYDHYUTHI BHAVAN, THIRUVANANTHAPURAM.**
- 2. THE CHIEF ENGINEER(HRM),
K.S.E.B., VYDHYUTHI BHAVAN,
THIRUVANANTHAPURAM.**
- 3. THE ASSISTANT ENGINEER,
K.S.E.B., ELECTRICAL SECTION,
KADACHIRA, KANNUR.**

BY ADV. SRI. K.S.ANIL, SC FOR KSEB

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 30/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C) NO: 21887/2007 E

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE PROCEEDINGS OF THER2 DT. 21/4/07.

EXT.P2. COPY OF THE ORDER DT. 7/6/07 BY THE R2.

EXT.P3. COPY OF THE REPRESENTATION DTD. 26/4/07 BY THE PETITIONER BEFORE THE R3.

EXT.P4. COPY OF THE REPRESENTATION DT . 6/7/07 BEFORE THE R2 BY THE PETITIONER.

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K.BALAKRISHNAN NAIR, J.

W.P.(C) No.21887 of 2007-E

Dated this the 30th day of July, 2007.

J U D G M E N T

The petitioner, who is a Senior Assistant, working in the Electrical Section, Kannur has been transferred to the Electrical Circle, Alappuzha, by Ext.P1 order dated 21-4-2007. So far he has not been relieved. The petitioner points out that the second respondent has issued strict instructions in Ext.P2 to relieve the transferred employees, failing which action will be taken against the Officer. Even after the issuance of that direction, the petitioner has not been relieved. So, he has filed Ext.P3 submission and Ext.P4 representation, praying to relieve him. Thereafter, this writ petition is filed, seeking appropriate reliefs.

2. The learned Standing Counsel for the Kerala State Electricity Board submitted that the substitute joining Kannur, from Kottayam District has not so far been relieved from Kottayam. So, three months' time is required to relieve the petitioner, it is submitted.

3. I think it is a usual practice in the K.S.E.B not to relieve the transferred employees even for months after their transfer. It is realised that the second respondent cannot enforce its orders even if steps are not taken to join the transferred employees. If the petitioner is not relieved as a result of some court order there is some justification for the delay. The

respondents do not have any such case. In view of the above position, the petitioner shall be relieved, within one month from today.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR,
JUDGE.

MS